

00862.002934.

PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 MANABU OHGA )      Examiner: W. Sajous  
 Application No.: 09/358,407 )  
 Filed: July 22, 1999 )      Group Art Unit: 2676  
 For: IMAGE PROCESSING APPARATUS )  
 AND METHOD      :      October 29, 2004

**FAX RECEIVED**

Mail Stop RCE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

OCT 29 2004

**OFFICE OF PETITIONS**

PETITION TO WITHDRAW FROM ISSUE  
PURSUANT TO 37 C.F.R. § 1.313(c)

Sir:

Pursuant to 37 C.F.R. § 1.313(c), Applicant hereby petitions to withdraw this application, in which the Issue Fee has been paid, from issue, for the consideration and entry of a Request for Continued Examination, Preliminary Amendment, and Information Disclosure Statement, all filed herewith.

It is noted that, since these submissions are being filed via facsimile, the

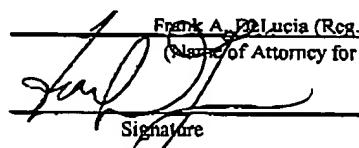
11/02/2004 AKELLEY 00000003 061205 09358407  
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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office (Fax No. 571-273-0025) on

October 29, 2004

(Date of Transmittal)

Frank A. DiLucia (Reg. No.42,476)  
 (Name of Attorney for Applicant)

  
 Signature

October 29, 2004  
 Date of Signature

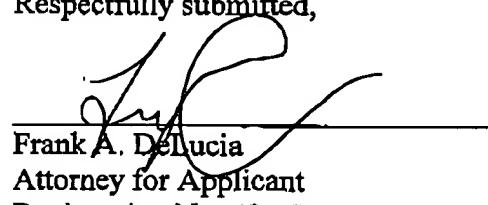
Information Disclosure Statement is not accompanied by copies of the listed documents.

In a telephone conference between Karen Creasy of the Petitions Branch and one of Applicant's attorneys, it was communicated by Ms. Creasy that Form PTO-1449 would suffice and copies could follow by mail. Applicant has complied with that request.

The Commissioner is authorized to charge the petition fee (\$130.00) set forth in 37 C.F.R. § 1.17(h) as well as any additional fee in connection with the present Petition or credit any overpayment to Deposit Account 06-1205.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

  
\_\_\_\_\_  
Frank A. DeLucia  
Attorney for Applicant  
Registration No. 42,476

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## FACSIMILE COVER SHEET

**TO:** Karen Creasy  
 U.S. Patent and Trademark Office  
 Office of Petitions

**FAX RECEIVED**

**FROM:** Raymond DiPerna, Reg. No. 44,063

OCT 29 2004

**RE:** U.S. Patent Appln. No. 09/358,407  
 Attorney Docket No. 00862.002934.

**OFFICE OF PETITIONS**

**FAX NO.:** 571-273-0025

**DATE:** October 29, 2004

**NO. OF PAGES:**  
*(including cover page)*

**TIME:**

**SENT BY:**

## MESSAGE

Dear Ms. Creasy:

Pursuant to our telephone conversation of today, attached are the following documents: Petition to Withdraw From Issue Pursuant to 37 C.F.R. § 1.313(c), Request for Continued Examination (RCE) Transmittal, Preliminary Amendment, Information Disclosure Statement. I will call on Monday to follow up.

I hereby certify that this correspondence is being facsimile transmitted to the United States Postal Service (Fax No. 571-273-0025) on

October 29, 2004  
 (Date of Deposit)

RAYMOND A. DIPERNA, REG. No. 44,063  
 (Name of Attorney for Applicant)

  
 Signature

October 29, 2004  
 Date of Signature

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